

On May 7, 2013, Plaintiff IBIZ, LLC ("IBiz") filed its motion for preliminary injunction. On May 21, 2013, the City filed its papers in Opposition to the Motion. Pursuant to a prior stipulated extension request and order, IBiz' reply papers are due tomorrow, June 7, 2013.

Due to a combination of emergency litigation that has occupied lead drafting counsel for Plaintiff along with additional obligations he has with respect to the care of his wife, following her recent major shoulder surgery, counsel requests one final extension of time to complete the filing of Plaintiff's Reply papers in connection with the pending preliminary injunction motion. For these reasons, Plaintiff's counsel asked Counsel for the City if he would agree to one final 5 day extension of the due date for Plaintiff's Reply papers, subject to the approval of the Court. Counsel for the City graciously granted this request.

The requested extended filing date would be Wednesday, June 12th. The hearing on Plaintiff's motion is scheduled for June 21st.

STIPULATION

The parties, by and through their counsel of record, HEREBY STIPULATE, subject to the approval of the Court, to extend the time IBIZ has to file its reply papers in support of its motion for preliminary injunction, presently due on June 7, 2013, to June 12, 2013.

DATED: June 6, 2013

John H. Weston
G. Randall Garrou
Jerome Mooney
WESTON, GARROU & MOONEY

By: /s/ G. Randall Garrou
G. Randall Garrou
Attorneys for Plaintiff IBIZ LLC

1 DATED: June 6, 2013

MICHAEL S. LAWSON, CITY ATTORNEY

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3 By: /s/ Michael G. Vigilia
4 MICHAEL G. VIGILIA
5 Assistant City Attorney, City of Hayward
6 Attorney for Defendant, City of Hayward

7 **ORDER**

8 Based on the stipulation of the parties, and good cause appearing therefore, the Court
9 hereby extends the deadline for IBiz to file its reply papers in support of its Motion for Preliminary
10 Injunction, until June 12, 2013

11 **IT IS SO ORDERED.**

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13 DATED: 06/06/2013
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